

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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WILLIAM URAL NEEL,  
Plaintiff,

vs.

THEODORE D'AMICO, et al.  
Defendants.

3:06-CV-21-PMP-VPC

**ORDER**

On September 15, 2006, Defendants filed a Motion for Summary Judgment (Doc. #55).

On December 19, 2006, Defendants filed a Request for Submission of Unopposed Motion for Summary Judgment (Doc. #60). On March 30, 2007, the Honorable Valerie P. Cooke, United States Magistrate Judge, entered her Report and Recommendation (Doc. #62) that Defendants' Motion for Summary Judgment be granted. Plaintiff Neel filed Objections to the Magistrate Judges Report and Recommendation (Doc. #61) which provoked Defendants' Motion to Strike (Doc. #63) filed April 9, 2007.

The Court has conducted a de novo review of the record in this case in accordance with 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 1-4. The Court finds that Plaintiff Neel's objections to Magistrate Judge Cooke's Report of Findings and Recommendation should be Overruled and the Report and Recommendation should be Affirmed.

1 IT IS THEREFORE ORDERED that Plaintiff William Neel's Objections to  
2 Magistrate Judge Cooke's Report and Recommendation (Doc. #61) are Overruled.

3 IT IS FURTHER ORDERED that the Report and Recommendation (Doc. #62)  
4 entered March 30, 2007, by Magistrate Judge Cooke is hereby Affirmed and that  
5 Defendants' Motion for Summary Judgment (Doc. #55) is hereby Granted.

6 IT IS FURTHER ORDERED that the Clerk of Court shall forthwith enter  
7 Judgment in favor of Defendants and against Plaintiff.

8 IT IS FURTHER ORDERED that Defendants' Motion to Strike (Doc. #63) is  
9 Denied as moot.

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11 DATED: July 30, 2007.

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14 PHILIP M. PRO  
15 United States District Judge  
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